

PATENT

**DECLARATION AND POWER OF ATTORNEY FOR
PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name:

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

SYSTEM & METHOD OF DETERRING THEFT OF CONSUMERS USING PORTABLE PERSONAL SHOPPING SOLUTIONS IN A RETAIL ENVIRONMENT

the specification of which: (check one)

XXX Is attached hereto.

is being this day on JULY 22, 2003
under Attorney's Docket Number to be assigned later
as Application Serial No. _____
and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with 37 CFR 1.56.

I hereby claim the benefit of foreign priority under 35 USC 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application the priority of which is claimed:

Prior Foreign Application(s):

Priority Claimed

(Number) (Country) (Filing Date) Yes No

I hereby claim the benefit of United States priority under 35 USC 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in a listed prior United States application in the manner provided by the first paragraph of 35 USC 112, I acknowledge the duty to disclose information material to the patentability of this application as defined in 37 CFR 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial #) (Filing Date) (Status)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these

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statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 USC 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As a named inventor, I hereby appoint all attorneys and/or agents designated to Customer No. 25299 to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Send correspondence to J. Bruce Schelkopf, at Customer No. 25299 and direct all telephone calls to J. Bruce Schelkopf at (919) 543-4753.

FULL NAME OF INVENTOR: William Noonan

INVENTOR'S SIGNATURE: William Noonan **DATE** July 22, 2003

RESIDENCE: 105 DeWitt Court, Cary, N.C. 27513

COUNTRY OF CITIZENSHIP: United States of America

POST OFFICE ADDRESS: none

PATENT

DOCKET NO.:TBD

ASSIGNMENT

Whereas, I,

(1) William Noonan of Raleigh, North Carolina

have invented certain improvements in

SYSTEM & METHOD OF Deterring Theft of Consumers Using Personal Portable Shopping Solutions in a Retail Environment.

and executed a United States patent application thereof on the following date:

(1) July 22, 2003; and

Whereas, INTERNATIONAL BUSINESS MACHINES CORPORATION, a corporation of New York, having a place of business at Armonk, New York, 10504, (hereinafter called IBM), desires to acquire the entire right, title and interest in the application and invention, and to any United States and foreign patents to be obtained therefor;

Now therefore, for a valuable consideration, receipt whereof is hereby acknowledged, we the above named, hereby acknowledge our prior existing obligation and hereby sell, assign, and transfer to IBM, its successors and assigns, the right, title and interest in the application and invention therein disclosed for the United States and foreign countries, and all rights of priority resulting from the filing of the United States application, and we request the Commissioner of Patents to issue any Letter Patents granted upon the invention set forth in the application to IBM, its successors and assigns; and we hereby agree that IBM may apply for foreign Letter Patent on the invention and we will execute all papers necessary in connection with the United States and foreign applications when called upon to do so by IBM.

Signed and sealed:

<u>LOCATION</u>	<u>DATE</u>	<u>SIGNATURE</u>
(1) <u>Raleigh, NC</u>	<u>July 22, 2003</u>	 William Noonan